

REMARKS

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Applicants respectfully request reconsideration of the present case in view of the above amendments and the following remarks.

Claims 1, 3-8, 10-16, and 39 are currently pending. Claims 1, 3, 5, 8, 10, and 39 have been amended. No new matter has been inserted. Support for the amendment of claims 1, 3, 5, 8, 10, and 39 can be found in the specification on at least page 22 in Example 1. Claims 4, 6-7, and 17-38 have been cancelled without prejudice. Applicants respectfully request reconsideration of the claims and withdrawal of the rejections under 35 U.S.C. § 102(b), or in the alternative, under 35 U.S.C. § 103(a).

35 U.S.C. § 102(b) and 103(a)

Claims 1, 3-8, 10-16 and 39 were rejected under 35 U.S.C. § 102(b) as anticipated by or, in the alternative, under 35 U.S.C. § 103(a) as obvious over CA 2,292,966, EP 0630965, WO 94/14942, Cummings, US 5,750,482, and Misselyn et al., US 5,486,307. Applicant respectfully traverses these rejections.

"Anticipation requires the presence in a single prior art reference disclosure of each and every element of the claimed invention, arranged as in the claim." *Lindemann Mashinenfabrik GmbH v. American Hoist & Derrick Co.*, 730 F.2d 1452, 1458 (Fed. Cir. 1984); *See also*, MPEP §2131. To establish a *prima facie* case of obviousness, three criteria must be met--a suggestion or motivation to combine references, a reasonable expectation of success, and the prior art reference teaches or suggests all the claim limitations. MPEP §2143; *In re Vaeck*, 947 F.2d 488 (Fed. Cir. 1991). Applicants respectfully assert that it has amended the claims and that the cited references do not contain each and every element of the claims.

The claims are narrowly tailored to an exemplified embodiment that achieves superior results in hard water. None of the references cited contain a combination of monoethanolamine, sodium lauryl sulfate, Acusol 460N, Pluronic N3, and water.

Applicants respectfully request that the Examiner withdraw his rejections.

Double Patenting

Claims 1, 3-8, 10-16 and 39 were provisionally rejected on the ground of nonstatutory obviousness-type double patenting as unpatentable over claims 1-26 and 1-15 of copending Application Nos. 11/264,820 and 11/018,046, respectively. Applicants respectfully reverse this rejection. In response Applicants have attached a terminal disclaimer.

Summary

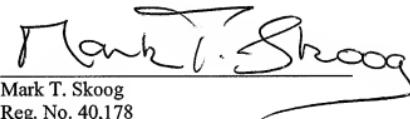
In view of the above amendments and remarks, Applicant respectfully requests a Notice of Allowance. If the Examiner believes a telephone conference would advance the prosecution of this application, the Examiner is invited to telephone the undersigned at the below-listed telephone number.

Please charge any additional fees or credit any overpayment to Merchant & Gould P.C.,
Deposit Account No. 13-2725.

Respectfully submitted,

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